

APPLICATION FOR PERMIT  
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office JUN 29 1981  
Returned to applicant for correction SEP 8 1981  
Corrected application filed \_\_\_\_\_  
Map filed OCT 15 1981 under 43929

The applicant Julian Tomera Ranches, Inc.  
Lower South Fork, of Lamoille,  
Street and No. or P.O. Box No. City or Town  
Nevada 89828, hereby make application for permission to appropriate the public  
State and Zip Code No.  
waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) December 27, 1965, Nevada

1. The source of the proposed appropriation is Spring  
Name of stream, lake or other source.
2. The amount of water applied for is 0.05 cfs second-feet  
One second-foot equals 448.83 gals. per min.  
(a) If stored in reservoir give number of acre-feet \_\_\_\_\_ acre-feet
3. The water to be used for Stockwater  
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.
4. If use is for:
  - (a) Irrigation (state number of acres to be irrigated) \_\_\_\_\_
  - (b) Stockwater (state number and kinds of animals to be watered) 1000 Cattle
  - (c) Other use (describe fully under "No. 12. Remarks") \_\_\_\_\_
  - (d) Power:
    - (1) Horsepower developed \_\_\_\_\_
    - (2) Point of return of water to stream \_\_\_\_\_
5. The water is to be diverted from its source at the following point: SE $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 3, T31N,  
R53E, MDB&M., at a point from which the SW corner of Section 34, T32N, R53E,  
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,  
MDB&M., bears N 49° 57' 51" W 6401.96 feet.  
it should be stated.
6. Place of use E $\frac{1}{2}$  SE $\frac{1}{4}$  Section 3, T31N, R53E, MDB&M.  
Describe by legal subdivision, if on unsurveyed land it should be so stated.
7. Use will begin about January 1 and end about December 31, of each year.  
Month and Day Month and Day
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) clean out and improve spring and open  
creek for Stockwater.  
State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.

9. Estimated cost of works.....\$1,000
10. Estimated time required to construct works.....3 years  
If well completed, describe works.
11. Estimated time required to complete the application to beneficial use.....5 years
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

By s/Alan S. Boyack  
Signature, applicant or agent  
Alan S. Boyack, Agent, 515 South Fifth Street  
Elko, Nevada 89801

Compared bc/bl

DENIAL OF STATE ENGINEER

~~This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:~~

This application is hereby denied on the grounds that there is no un-appropriated water in the source as set forth in the Final Judgement and Decree of the Humboldt River Adjudication and further that the granting of the applications would tend to impair the value of existing rights. No determination is made herein on the merits of the claim of Vested Right 06389.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed.....cubic feet per second

Actual construction work shall begin on or before.....

Proof of commencement of work shall be filed before.....

Work must be prosecuted with reasonable diligence and be completed on or before.....

Proof of completion of work shall be filed before.....

Application of water to beneficial use shall be made on or before.....

Proof of the application of water to beneficial use shall be filed on or before.....

Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed.....  
Completion of work filed.....  
Proof of beneficial use filed.....  
Cultural map filed.....  
Certificate No.....Issued.....

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,  
State Engineer of Nevada, have hereunto set my hand and the seal of  
my office, this 26th day of November,  
A.D. 2008  
Tracy Taylor, P.E.  
State Engineer